IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.292 OF 2006
IN
WRIT PETITION NO.1079 OF 1997

Sarjerao Shankarrao Desai Petitioner

versus

The Executive Engineer (O&M)
The MSEB, Islampur, Dist.Sangli. Respondents

Mr.V.D.Raut for petitioner.

Ms.A.R.S.Baxi for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 6th February 2006

PC :

1. Heard Shri Raut for the petitioner and Ms.Baxi for respondents. Pursuant to the order passed by this Court the respondent has deposited the sum i.e. Rs.92,756/- in this Court.

2. Ms.Baxi appearing for respondent has no objection to the said amount being withdrawn by the petitioner-applicant. However, she submits that some security should be given.

3. Civil Application is made absolute in terms of prayer clause (a). Petitioner is permitted to withdraw the amount alongwith interest accrued thereon, if the amount is invested.

4. The petitioner to give security to the satisfaction of the registry of this Court and upon such security being furnished, the petitioner shall withdraw the sum.

(S.C.DHARMADHIKARI, J.)